IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	NITED STATES OF AMERICA) > 0.00CB35
	Plaintiff,) 8:08CR25)
	vs.)) DETENTION ORDER
JE	SUS TERRAZAS-LOPEZ,	<i>)</i>)
	Defendant.	'
A.	Order For Detention After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on January 23, 2008, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).	
B.	 Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds: X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required. X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community. 	
C.	methamphetamine (Courcarries a minimum senter maximum of life imprise distribute marihuana (Couyears imprisonment. (b) The offense is a crime of the offense involves a nate of the offense involves a lare of the defendant a may affect wheth the defendant of the defendant of the defendant of the defendant of the defendant has the defendant of the defendant has the defend	and includes the following: a offense charged: as ession with intent to distribute at II) in violation of 21 U.S.C. § 841(a)(1) ance of ten years imprisonment and a comment; the possession with intent to ant I) carries a maximum sentence of five violence. arcotic drug. ge amount of controlled substances, to with ast the defendant is high. of the defendant including: ppears to have a mental condition which are the defendant will appear. as no family ties in the area. an have no steady employment. as no substantial financial resources. and a long time resident of the community. as not a long time resident community. as not have any significant community.
	court proceeding (b) At the time of the current	

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(c)	Probation Parole Release pending trial, sentence, appeal or completion of sentence. Other Factors: X The defendant is an illegal alien and is subject to deportation. The defendant is a legal alien and will be subject to deportation if convicted. X The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charges in the Indictment, the defendant's substance abuse history and the defendant's criminal history.	
In dete on the which X (a)	ettable Presumptions ermining that the defendant should be detained, the Court also relied following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e) the Court finds the defendant has not rebutted: That no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of any other person and the community because the Court finds that the crime involves:

D. Additional Directives
 Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:
 1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from

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- persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: January 23, 2008. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge